PTO/SB/26 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TERMINAL DISCLAIMER TO ORVIATE A DOUBLE DATEATING TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING 00-VE08 12C1RCE

REJECTION OVER A "PRIOR" PA	TENI	00 1200.120
In re Application of: Thomas P. NOLTING		
Application No.: 09/783,117		
Filed: February 15, 2001		·
For: NETWORK PLANNING TRAFFIC MEASUREMENT PROGRAM	1 · · · ·	
The owner". Verizon Services Corp. of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6.282.267 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.		
In making the above disclaimer, the owner does not disclaim the ter would extend to the expiration date of the full statutory term as defining patent is presently shortened by any terminal disclaimer," In the even	30 ID 35 O.S.C. 154 BITU 175 OF UR	nt granted on the instant application that prior patent, "as the term of said prior
expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction;	• .	•
is statutorily disclaimed in whole or terminally disclaimed under has all claims canceled by a reexamination certificate;		
is relasued; or Is in any manner terminated prior to the expiration of its full stat	utory term as presently shortened	by any terminal disclaimer.
Check either box 1 or 2 below, if appropriate.		
For submissions on behalf of a business/organization (e.g., etc.), the undersigned is empowered to act on behalf of the	business/organization.	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patient issued thereon.		
2. The undersigned is an attorney or agent of record. Reg.	vo. 40,760	•
)	
		August 30, 2005
Sk	mature	Date
	Joseph R. Palmieri, Esq. Typed or printed name	
		972/718-4800
· ·		Telephone Number
Terminal disclaimer fee under 37 CFR 1.20(d) included.		
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.		
	: : :- :	
*Statement under 37 CFR 3.73(b) is required if terminal disclaimer Form PTO/SB/96 may be used for making this certification. See Miles	is signed by the assigned (owner) PEP § 324.	
		of the block is to file food by the HCOTO

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Patent and Trademark Office. U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.